

FILED/ACCEPTED

NOV 25 2011

Federal Communications Commission
Office of the Secretary

Of Counsel to:

Shainis & Peltzman, Chartered
1850 M Street, N.W. – Suite 240
Washington, D.C. 20036-5803

LAW OFFICES
ROBERT J. KELLER, P.C.
P.O. Box 33428 – Farragut Station
Washington, D.C. 20033-0428

Tel: 202.223.2100 ext. 109
Fax: 202.223-2121
Email: rjk@telcomlaw.com

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Attention: The Honorable Richard L. Sippel
Chief Administrative Law Judge

In re: EB Docket No. 11-71
Maritime Communications/Land Mobile, LLC

Dear Ms. Dortch:

Yesterday I filed *Maritime's Motion for an Extension of Time in Which to File Status Report* in the above-referenced proceeding. It has since been brought to my attention that the attachment referenced in that motion was inadvertently omitted from the filing. A copy of the attachment is therefore being submitted herewith.

Kindly direct any questions for correspondence concerning this matter to the undersigned.

Very truly yours,

✓ 

Robert J. Keller
Counsel for Maritime Communications/
Land Mobile, LLC

cc: Parties of Record in EB Docket No. 11-71

ORIGINAL

No. of Copies rec'd 04
List ABCDE

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI**

<i>In re</i>	:	Chapter 11
	:	
MARITIME COMMUNICATIONS/.,	:	Case No. 11-13463 (DWH)
LAND MOBILE LLC	:	
Debtor.	:	
	:	

ORDER ON

(I) MOTION OF THE SKYTEL ENTITIES FOR EXPEDITED ENTRY OF AN EX PARTE ORDER PURSUANT TO BANKRUPTCY RULE 2004 DIRECTING EXAMINATION OF THE DEBTOR AND VARIOUS OTHER INDIVIDUALS AND/OR ENTITIES, AND PRODUCTION OF DOCUMENTS BY THE DEBTOR (DKT. #125), AND (II) DEBTOR'S ORE TENUS OBJECTION THERETO

THIS MATTER came on for telephonic hearing before the Court on October 31, 2011, and again on November 1, 2011, on the *Motion of the SkyTel Entities for Expedited Entry of an Ex Parte Order Pursuant to Bankruptcy Rule 2004 Directing Examination of the Debtor and Various Other Individuals and/or Entities, and Production of Documents by the Debtor* (the "Motion," Dkt. # 125), and Debtor's *ore tenus* objection thereto (the "Objection"). The Court, having considered the Motion, the Objection, and the arguments of counsel, and having found that due notice has been given under the circumstances, finds: (a) that the Motion should be granted in part as set forth herein; and (b) that, in order to accommodate the discovery that is to take place pursuant to the Motion and this Order and the schedules of the parties involved therewith, the hearings currently set to occur on November 21, 2011, including all related objection deadlines, should be continued and reset as set forth herein. Accordingly,

IT IS, THEREFORE, ORDERED ADJUDGED that:

1. The Motion shall be, and it hereby is, granted in part as set forth herein.

2. The Debtor shall make its books and records available for inspection and copying by the SkyTel Entities and their counsel on November 15, 16, and 21, 2011 at 1601 Greentree Court, Suite C, Clarksville, Indiana 47129, or at such other location(s) and/or time(s) as the parties may agree. Any documents produced pursuant to this Order are subject to the Protective Order in FCC EB Docket No. 11-71, provided however, notwithstanding any language in the Protective Order to the contrary, any and all documents produced that are subject to the Protective Order can be used in the Maritime bankruptcy proceedings including, but not limited to, as exhibits at hearings or trial, so long as they remain confidential and are not released to the public.

3. Mr. Donald DePriest is directed to appear, and shall appear, for videotaped deposition upon oral examination at the Lee H. Hamilton Federal Building and United States Courthouse, 121 West Spring Street, New Albany, Indiana 47150 on November 16, 2011 at 9:00 a.m. Counsel for Debtor shall notify Mr. DePriest of the terms of this Order no later than November 2, 2011.

4. Ms. Sharon Watkins is directed to appear, and shall appear, for videotaped deposition upon oral examination at Lee H. Hamilton Federal Building and United States Courthouse, 121 West Spring Street, New Albany, Indiana 47150 on November 16, 2011 at 9:00 a.m. To the extent the examination of Ms. Watkins is not concluded on November 16, she is directed to return for the continuation of her videotaped deposition on November 21, 2011 at 9:00 a.m. Counsel for Debtor shall notify Ms. Watkins of the terms of this Order no later than November 2, 2011.

5. Mr. John Reardon is directed to appear, and shall appear, for videotaped deposition upon oral examination at Lee H. Hamilton Federal Building and United States Courthouse, 121 West Spring Street, New Albany, Indiana 47150 on November 21, 2011 at 9:00 a.m.

Counsel for Debtor shall notify Mr. Reardon of the terms of this Order no later than November 2, 2011.

6. The hearings on the following motions shall be, and they hereby are, continued and reset to ~~November 29, 2011~~ ^{December 7,} at 9:30 a.m. at the ~~Oxford Federal Building, 911 Jackson Ave, Oxford,~~ ^{U.S. Bankruptcy Court, 703 Hwy 145 N.,} ~~Aberdeen, MS 39730~~ ^{MS 38655,} with any objections to such motion(s) due to be filed no later than November ~~29,~~ ^{29,}

2011 at 4:00 p.m. prevailing central time: (a) Debtor's *Motion to Assume Executory Contracts* with the Southern California Regional Rail Authority (Dkt. # 87); (b) *Joint Motion to Establish Deadline for Debtor to Assume or Reject Asset Purchase Agreement with Dixie Electric Membership Corporation, Inc.* (Dkt. # 89); (c) Debtor's *Application to Employ Attorneys* (Dkt. # 94); (d) Debtor's *Motion to Assume Executory Contract and Unexpired Lease with Enbridge, Inc.* (Dkt. # 121); (e) Debtor's *Motion to Assume Executory Contract and Unexpired Lease with Dixie Electric Membership Corporation* (Dkt. # 122); (f) Debtor's *Motion to Assume Executory Contract with Denton County Electric Cooperative, Inc. d/b/a CoServ Electric* (Dkt. # 127); and (g) Debtor's *Motion to Assume Executory Contract with Atlas Pipeline, Inc* (Dkt. # 129). The foregoing motions are all of the motions currently set for hearing in this matter on November 21, 2011.

7. The relief requested in the Motion -- for an Order directing the examinations of Belinda Hudson, Debtor, Sandra DePriest, Patrick Trammell, and Tim Smith -- is denied at this time, without prejudice to SkyTel's right to move the Court for such relief at a later date.

8. Notwithstanding the possible applicability of Fed. R. Bankr. Pro. 6004(g), 7062, 9014, or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

9. This Court shall retain jurisdiction over all matters arising from or relating to this Order or the Motion.

SO ORDERED this the 9th day of November, 2011.



David W. Houston, III
United States Bankruptcy Judge

APPROVED AS TO FORM:

/s/ Craig M. Geno

Craig M. Geno, MSB No. 4793
HARRIS JERNIGAN & GENO, PLLC
587 Highland Colony Parkway (39157)
P.O. Box 3380
Ridgeland, MS 39158-3380
Telephone: (601) 427-0048
Facsimile: (601) 427-0050
Counsel for Debtor

APPROVED AS TO FORM AND SUBMITTED TO THE COURT BY:

/s/ William H. Leech

William H. Leech, MBN 1175
Danny E. Ruhl, MBN 101576
Sarah Beth Wilson, MBN 103650
Copeland, Cook, Taylor & Bush, P.A.
600 Concourse Building, Suite 100
1076 Highland Colony Pkwy (Zip - 39157)
P.O. Box 6020
Ridgeland, MS 39158
(601) 856-7200 Main Line
(601) 856-7626 Facsimile
bleech@cctb.com
druhl@cctb.com
sbwilson@cctb.com
Counsel for SkyTel